



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Examiner: Samuel A. BARTS Art Unit: 1621  
In re: Application of: Ronald B. MILLER, et al.  
Serial No.: 09/800,204  
Filed: March 6, 2001  
For: **CONTROLLED RELEASE  
TRAMADOL**

**RESPONSE TO NOTICE OF NON-COMPLIANT**  
**AMENDMENT UNDER 37 CFR 1.121**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

February 9, 2005

Sir:

In response to the Notice of Non-Compliant Amendment dated January 28, 2005, Applicants respectfully submit a corrected version of the "Listing of the Claims" section of the previously submitted January 12, 2005 response, which begins on page 2 of this paper.